



# THE DAILY BRITISH COLONIST.

VICTORIA, V. I., MONDAY MORNING, JANUARY 11, 1864.

NO. 25.

VOL. II.

## MISCELLANEOUS.

## SHIPPING.

ROYAL MAIL  
Steam Packet  
Company's Agency,  
For British Columbia & Vancouver Island.

OFFICE, MACDONALD & CO., BANKERS,

Yates Street.

HAVING RECEIVED, per "Excisor,"

and other recent arrivals from London, con-

siderable additions to their stock, are now able

to offer to the public

THE BEST SELECTED STOCK OF

## DRUGS

In the Colony.

As their attention is now devoted to establishing a PURE DRUG BUSINESS,

The Medical Profession, and those interested in having carefully prepared Medicines, have all the advantages that UNDIVIDED ATTENTION can secure. Being

Practical Pharmacists,

AS WELL AS

IMPORTERS OF DRUGS,

They will be able to supply whatever new remedies may from time to time be called into requisition by the combined investigations of Physicians and Chemists, and to supply such articles as are required for the Nursery, the Toilet, the Sick Room, and for general medical use.

Among their recent importation, the following are especially worthy of notice:

PURE NEWFOUNDLAND

COD LIVER OIL,

(NEW);

SPARKLING EFFERVESCENT

Citrate of Magnesia,

Prepared in London, Expressly for S. & M.

COUGH LOZENGE,

GELATINE LOZENGE,

PEPSINE--The Genuine,

CHLORODYNE--The Genuine,

JAMES' FEVER POWDER,

(The Genuine.)

FLUID MAGN SIA I

DINNEFORD'S AND MURRAY'S,

NELSON'S CUT GELATINE,

VICKERS' CUT ISINGLASS,

For Family Use.

TURKEY SPONGES

PUFF BOXES.

GOSNELL'S

Hair Brushes!

Large, and of First Quality.

— ALSO —

FURNISHED ROOMS

WITH OR WITHOUT BOARD.

Apply at the Grocery Store,

FOR, TATES AND DOUGLS STS.

R. PARKER.

— ALSO —

Eggs! Eggs! Eggs!!

— FOR —

NEW Year's.

FRESH, \$1 per Dozen.

Just received by steamer Eliza Anderson and steamship Oregon.

HAZARDWARE AND GLASSWARE;

Also, to arrive per "Sea Snake" and "Lockett,"

a large assortment of Bar, Sheet Iron, Tin

Plates, Sheet Zinc, Bar Tin, etc., etc.

— ALSO —

NORTH & CO.,

Dr

**THE BRITISH COLONIST**

Monday Morning, January 11, 1864.

**TO ADVERTISEES.**

All advertisements, unless the time for which they are to be inserted is specified, will be continued until ordered out, and so charged.

**JOB PRINTING.**

For Book and Job Printing of every description neatly executed. Terms cash on delivery of the work.

**THE POSITION UPSET.**

Our morning contemporary in its zeal to embarrass the Mayor and Corporation of this city, and to throw doubts upon the rights and powers of the Council to perform the ordinary duties and functions of office, has led into the somewhat amusing error, of discharging its personalities at ourselves, and in a most unprofessional manner endeavoring to foster the authorship of an article out paper upon an individual writer, with the idea probably of inflicting some annoyance, which it well knows any attack upon us in the ordinary way would be utterly futile in attempting to convey. We can assure it that its random shafts fall harmlessly upon us as do its would-be crushing assertions without a valid argument to support them, upon our Mayor and corporation. The Chronicle per se fortunately could not determine the fortunes of the city. But since our contemporary has become the organ of a clique who arrogate to themselves the position of leaders of the opposition in the House of Assembly, we must presume that for the future the city is to look to it as the exponent of its position. If however, this mighty clique could inspire our contemporary with a little more sound reasoning upon the subject, they would be more likely to gain the confidence of the people; there are surely some amongst them "estu'd" enough to have drawn its attention to some of the cases turning upon the question of the incorporation of the "inhabitants" of a borough. If they have not been able to do so, we must take the liberty of supplying the deficiency. In the first place, it has been laid down that the word "inhabitants" in a charter has not in itself any definite legal meaning, but must be explained in each case extenuatingly, as by evidence of usages, or by reference to the context and objects of the charter. We do not wish to trouble our readers with references to cases; the principles are plainly laid down in Grant on Corporations, and other hand books on municipal law, that we are content to take them for our authority. One case however, we would name, which is that of the mayor, etc., of Colchester's Brooke, which will be found reported in the Queen's Bench Reports, VII. 336, from which it appears that the Corporation of Colchester had no integral parts, but only a head. It had a Mayor and Commonalty, certainly, but that commonalty was only the governing power, and did not consist of the inhabitants of the Borough.

We cannot, however, accept it as an axiom that the "Chief Justice, the majority of the House and people," and the Chronicle, are united in the opinion that the Mayor and Council are not incorporated. It is perfectly clear that the Chief Justice has never laid down such judgment. It, however, doubt exists as to the validity of the Act of Incorporation, why we ask, are none bold enough to test it by an information in the nature of quo warranto? It is in the power of any stranger to the Corporation thus to raise the question of the validity of the Act, if he has a pecuniary interest in proving the nullity of the charter, and if there were one in the whole community bold enough to court his own defeat, the matter would in this manner be easily disposed of. The Chief Justice has decided against the power of the Mayor and Council to levy the Trades License; but he has rendered no such decision on the real estate tax, which under the 24th clause of the Corporation Act, 1862, the Council are distinctly authorized to collect. In our opinion, and in that of more than two-thirds of the inhabitants of the city, the clause in the rejected bill which was intended to confirm the power of the Council to collect that tax was as unnecessary as would be an act of the Legislature allowing us to issue a supplement. And until it has been decided that the act is void the Mayor and Council come under the definition of a "parliamentary corporation" and can only be relieved from the responsibilities which they entered into towards the state in their constituting statute, by means of another act of the Legislature repealing the acts under which they were elected."—Grant, page 307. If it should be decided that the inhabitants of this city are not incorporated, nor constat that for want of even a necessary integral part of the corporation the act would be void—the borough of Colchester and seven other boroughs had new charters granted to them on account of having, in the one instance never had more than a Mayor and Commonalty, and in the other cases, because the integral part of the corporation necessary for the election of the Mayor and Council had ceased to exist. We do not for one moment hold that it is undesirable to pass a new Act of Incorporation, but, we most unhesitatingly say, that it is not proven that the present act is void, and until the question is tried in quo warranto, or by means of a special case, it cannot be affirmed by the greatest radical amongst us who has a particle of legal or constitutional knowledge, with any shadow of truth or reason that we have no corporation in this city." The legal gentlemen themselves who so ably argued against the power of the Council to collect the Trades License, will not and do not attempt to say that the corporation has no legal existence. "Taking our stand as we do, upon the broad principle that we have a Mayor and Council, it would be beside the question for us to enter into any discussion of the propositions of the writer of the article headed "The Position," in yesterday's Chronicle, which are, as matters stand, equally absurd and untenable.

**ASSESSOR'S OFFICE.**

**THE ASSESSOR WOULD HEREBY**

**INFORM THE PUBLIC THAT WITH THE PRO-**

**VISION OF THE TRADE LICENSES AMENDMENT ACT,**

**1862, IN SO FAR AS REGARDS THE HALF PENNY TRADE TAX,**

**THE ASSESSOR HAS BEEN APPOINTED TO SERVE**

**INSTEAD OF THE ASSESSOR FOR THE PRESENT.**

**BY ORDER OF THE PRESIDENT,**

**A. F. MAIN,**

**Secretary.**

**JAIL**

**Queen Charlotte Mining Co., Limited**

**THE ANNUAL MEETING FOR THE**

**GENERAL INVESTORS, WILL BE HELD ON THE 10TH**

**DECEMBER, AT 12 O'CLOCK, IN THE READING ROOM**

**OF THE CHRONICLE OFFICE (SMITH'S BUILDING)**

**GATEWAY STREET.**

**JAIL**

**NEW ADVERTISEMENTS.**

**AUCTION.**

**TO-MORROW**

**Tuesday, Jan. 12th,**

**DANIEL SCOTT & CO.**

**WILL SELL**

**BY PUBLIC AUCTION,**

**ON TUESDAY the 12th Instant,**

**AT THEIR SALESROOM,**

**FORT STREET, NEAR WHARF,**

**At 11 o'clock, A. M.**

**Without the Slightest Reserve,**

**BALANCE STOCK**

**—OF—**

**WINE AND SPIRIT JOBBER**

**RETIRING FROM BUSINESS,**

**COMPRISED.**

**BRANDY, in Bulk and Case;**

**WHISKY and Old Tom, in Bulk and Case;**

**ALE and Porter, in " "**

**PORT and Sherry Wine " "**

**Etc. .... Etc. .... Etc.**

**Terms Liberal, Declared at Sale.**

**jail**

**AUCTION.**

**Thursday, Jan. 14th**

**DANIEL SCOTT & CO**

**HAVE RECEIVED INSTRUCTIONS**

**—FROM THE—**

**HUDSON BAY COMPANY**

**—TO SELL—**

**BY PUBLIC AUCTION**

**AT THEIR SALESROOM,**

**FORT STREET, NEAR WHARF,**

**On THURSDAY, the 14th Instant**

**At 11 o'clock, A. M.**

**Without the Slightest Reserve,**

**A LARGE AND VARIED**

**ASSORTMENT OF**

**GENERAL GOODS**

**COMPRISED**

**Drapery,**

**Dry Goods,**

**Clothing,**

**BOOTS AND SHOES,**

**IRONMONGERY,**

**Etc. .... Etc. .... Etc.**

**Particulars of which will appear**

**along with Catalogues of Land Sale**

**in the COLONIST's issue of To-morrow**

**morning.**

**DANIEL SCOTT & CO.,**

**jail**

**Auctioneers.**

**Royal Hospital,**

**WANTED A SUPERINTENDENT**

**FOR THE ROYAL HOSPITAL.**

**A person more or less acquainted with the practice of medicine will be preferred.**

**Salary not to exceed \$100 a month.**

**Also a Man and Wife as Cook and Nurse.**

**Soldiers' Hospital.**

**Applications to be addressed to the Secretary, at the Police Office, Victoria.**

**January 9th, 1864.**

**jail**

**Amateur Theatricals**

**THE VICTORIA, V. I., AMATEUR**

**Dramatic Association, assisted by professional ladies, will give their first performance for the present season in the**

**VICTORIA THEATRE,**

**ON MONDAY EVENING, Jan. 11, 1864.**

**On which occasion will be performed Morton's favorite Comic Drama, entitled**

**All that Glitters is Not Gold!**

**After which a SONG by an Amateur.**

**To conclude (by request) with the amusing Farce of**

**"Ici on Parle Francais!"**

**Performance to commence at half-past 7 precisely.**

**For sale of characters, etc., see small list below.**

**Hickets may be obtained on and after**

**2 p.m. at the Box Office of the Theatre, where the**

**price of a ticket is 50c.**

**Illustrated Poets, Theological Works,**

**Etc., Etc.,**

**And a complete Assortment of their unrivaled**

**SERIES OF VIEWS OF**

**Great Britain and North America.**

**HIBBEN & CARSWELL,**

**BOOKSELLERS AND STATIONERS,**

**Yates street, corner of Langley.**

**jail**

**Notice of Removal.**

**THE OFFICE**

**—OF THE—**

**Royal Insurance Company,**

**IS REMOVED FROM WHARF STREET**

**TO STORE STREET,**

**Where Policies in future will be issued.**

**ANDERSON & CO.,**

**Victoria, 5th January, 1864.**

**jail**

**THE**

**ROYAL INSURANCE**

**Company,**

**Capital..... \$10,000,000.**

**Reserve Fund..... 4,000,000.**

**In Approved Convertible Securities which are care-**

**fully and periodically examined.**

**CHARLES TURNER, ESQ., M. P.,**

**Chairman.**

**The business of the past year has added largely**

**to the resources of this old established Institution.**

**ANDERSON & CO.**

**Agents for Vancouver Island and British Colum-**

**bia.**

**Victoria, 1st January, 1864.**

**jail**

**REMOVAL.**

**John Wilkie & Co.,**

**HAVE REMOVED TO**

**Capt. Reid's New Block,**

**CORNER OF**

**WHARF AND BASTION STREETS.**

## COMMERCIAL.

Auction Sales this Day.

J. A. McCREA will sell this day, at 11 o'clock, at his saleroom, an entire invoice, consisting of one Iron Safe, Brass Door Tops, Box Woods & Reels, several Lanters, Porcelain Caps, Cut Glass Decanters, Coach Wrenches, Wheel Lead, Iron Bedsteads, English Nails, English Drills, Gun Fenders, Scrapers, Tin Ware, Camp Kettles, Cash Boxes, Picks, Shovels, Spades, Horse Shoes, Brixton, Horse Nail Saws, etc., etc. Also English and American Hardware, and a quantity of Hams, Sugar, Pickles, Salad Oil, etc., etc.; also Mule Shoes.

Messrs. J. P. DAVIES & CO. will sell by Auction this day, at 11 o'clock, at their Office, Wharf Street, the following improved property: one Lot on Government Street, 5 Lots on Fisgard Street, and 2 Lots on Herald Street. Also the House on the corner of Bayley Alley.

PROT. NAMAH.—The schooner Meg Mortilia, Pamphlet, arrived at Esquimalt on Saturday with a cargo of 75 tons of coal, for Dickson, Campbell & Co.

FOR AUSTRALIA.—The ship John Day, lumber laden, is now lying at Port Angeles, waiting for passengers for Australia.

FOR SALE - TO LET.

**TO BE LET.**

THAT COMMODIOUS DWELLING  
where late the residence of George S. Gid-  
win, Esq. Possession given immediately.

—ALSO—

A Cottage on James Bay with Outhouses and  
excellent Well of Water. Rent moderate.

**FOR SALE.**

A Corner Lot (full-sized), on James Bay, with  
Dwelling House and Garden, &c. Terms of pur-  
chase easy.

LOTS

On Government, Store, Johnson, Fort and Van-  
couver Streets.

Lease of eight Lots on Tudy's Farm and else-  
where for sale on reasonable terms.

Apply to MR. CRUCKSHANK,  
Government street.

**TO LEASE,**

For a Term of Years

A number of Lots on the New Esqui-  
malt Road, in Victoria West, and  
on the Indian Reserve;

**THE FIRST TEN APPLICANTS CAN**

each have a Lot 10' x 125' at a rental of  
25 cts per month.

For further particulars, apply to J. NAGLE,

Where a plan of the Lots can be seen  
Office next to the Police Court.

Jan 1st

TO SALOON AND STOREKEEPERS.

**To be Leased,**

RENT, \$60 FOR FIRST YEAR.

**THE TWO-STORY BRICK**

House, containing a SALOON 20' by 30'  
ground floor, and 6 Bedrooms on first floor.

Apply to MR. COOPER,  
St. Nicholas Hall.

TO LET.

**THE WHALE WHARF HOUSE,** STORE

and Premises on Wharf street, lately occupied

by Messrs. PRICE & CO.

Apply to MR. MUNRO,  
Hudson's Bay Co.

deep in

TO CAPITALISTS,

Farmers and Others.

**FARM AT ELKLAKKE**

**For Sale.**

TO BE DISPOSED OF BY PRIVATE

contract, that beautiful and well known farm

ELKLAKKE,

Now the property of

T. J. SKINNER, Esq.,

Being Sections 44, 45 and 46 of the Lake, all de-  
fined in

This Farm sits on a lake having a water  
frontage of nearly three quarters of a mile. About

100 Acres are clear land, 25 of which are now the

property of the Proprietor, the remainder being

Grounds, Lumber, Cottage, Potato House,

&c., on the premises.

The distance from town is about six miles on the

high road, passing through the property,

and is in a good condition all the way. A portion

of this farm has been recently surveyed by

Newcomer, and is now eligible

site on which to erect their Works on the Lake.

The distance from town is about six miles on the

high road, passing through the property,

and is in a good condition all the way. A portion

of this farm has been recently surveyed by

Newcomer, and is now eligible

site on which to erect their Works on the Lake.

On half of the Purchase Money may remain on

Mortgage for six or twelve months.

Immediate payment given and title guaranteed.

For further particulars apply to

Mrs. J. J. SOUTHCOTE & CO.,

Or to A. F. MAIN,

de28t Land Agent, Government-street.

Government Street.

**THE TWO OR THREE OFFICES TO**

be sold or let.

ROBERT BISHOP,  
Government street.

det33

To Let.

**ONE OR BOTH OF THE COM-**

mmodious and conveniently situated Stores

just backed on Street for

ANDERSON & CO.,  
Wharf street,

det20t

For Sale.

A First Rate Grocery,

With Buildings, &c. &c.

—ALSO—

FOUR YEARS LEASE OF THE LOT,

25 feet frontage on Government street by 80'

feet back.

Apply to W. A. COOPER,  
det39 W. A. Government street.

FOR SALE.

A Grocery and Provision Store,

With a COMPLETE AND VALU-

EABLE STOCK, situated in a very locality and

doing a large and growing business.

Also the Lease of the Building in the same

is conducted.

The Proprietor will give most satisfactory

reasons for the disposal thereof, and will produce

his Books as evidence of the business done.

Apply to JOHN S. BISHOP,

Moore's Building, Yates street.

To Lease!

THE PROPERTY OF LATE J. P.

CARROLL near the Springs, and adjoining the

town limits of Victoria, consisting of nearly five

Acres of Land, and a House.

For terms and particulars apply to ALEX D. MACDONALD,

det33 1st Street, det33

October 15th, 1863.

TO LET.

WITH IMMEDIATE POSSES-

SION, a two story Fire Proof Building on Wharf

street, opposite the Post office. Also, a two story

Frame building in the rear, now being converted

Hence, also, a small Cottage on James Bay.

Apply to W. J. McDONALD,

Courting street,

det54t

To Let Unfurnished.

Mr. J. B. TIMMERMAN,

Real Estate Agent, Fort street.

det41t

T. ALLSOP,

Land and Mining Agent,

Government Street, near Houghton.

LOTS FOR SALE AND TO LEASE,

In various parts of the City and Suburbs.

FARMING LANDS FOR SALE,

Or to Let

MINING AND OTHER SHARES

Bought and Sold.

MORTGAGES EFFECTED.

LONDON AGENTS,

MR. ALLSOP & CO.,

Old Broad Street, E.C.

det34t

October 1st, 1863.

TO BE INFORMED OF HIS FRIENDS

that the public that his engagement with the

Bank of British Columbia having terminated, he

has opened a new office, and would be pleased to

receive any communication relating to his

Business.

Securities of every description negotia-

tive on His Part, and the City and Country Property bought, sold,

and leased on commission.

Victoria, V.I., 1st January, 1864.

jas1

P. J. LEECH,

LAND SURVEYOR,

Sea Water Bath House,

G. GOVERNMENT STREET,

det31t

FOR SALE.

J. C. RROWN,

DEPUTY U. S. MARSHAL

And Notary Public.

PORT ANGELS, W.T.

det31t

TO BE LET.

TO BE LET.